

Article - Environment

[\[Previous\]](#)[\[Next\]](#)

§9-1710.

- (a) (1) In this section the following words have the meanings indicated.
- (2) “Container” means any rigid plastic container or plastic bottle.
- (3) “Label” means a molded, imprinted, or raised symbol located on or near the bottom of a container.
- (4) “Plastic bottle” means a plastic container intended for single use that:
 - (i) Has a neck that is smaller than the container;
 - (ii) Accepts a screw-type, snap cap, or other similar closure;and
 - (iii) Has a capacity of at least 16 fluid ounces but less than 5 gallons.
- (5) “Rigid plastic container” means any formed or molded container, other than a bottle that:
 - (i) Is intended for single use;
 - (ii) Is predominantly composed of plastic resin;
 - (iii) Has a relatively inflexible finite shape or form; and
 - (iv) Has a capacity of at least 8 ounces but less than 5 gallons.
- (b) A person may not distribute for sale in the State any container unless the container is labeled indicating the plastic resin used to produce the container.
- (c) (1) The label required under subsection (b) of this section shall:
 - (i) Appear on or near the bottom of the container;
 - (ii) Be clearly visible; and

(iii) Consist of:

1. A number placed within 3 arrows forming a triangle as described in paragraph (2) of this subsection; and

2. Letters placed below the triangle of arrows.

(2) (i) The 3 arrows shall form an equilateral triangle with the apex of each point of the triangle at the midpoint of each arrow, rounded with a short radius.

(ii) The arrowhead of each arrow shall be at the midpoint of each side of the triangle with a short gap separating the pointer from the base of the adjacent arrow.

(iii) The triangle formed by the 3 arrows curved at their midpoints shall depict a clockwise path around the code number.

(3) The numbering and lettering shall be as follows:

(i) For polyethylene terephthalate, the letters "PETE" and the number 1;

(ii) For high density polyethylene, the letters "HDPE" and the number 2;

(iii) For vinyl, the letter "V" and the number 3;

(iv) For low density polyethylene, the letters "LDPE" and the number 4;

(v) For polypropylene, the letters "PP" and the number 5;

(vi) For polystyrene, the letters "PS" and the number 6; and

(vii) For any other plastic resin, the word "Other" and the number 7.

(d) Any person who knowingly and willfully distributes for sale a container in violation of this section is guilty of a misdemeanor and on conviction is subject to a fine not exceeding \$50 per violation.

(e) The Department shall adopt regulations to administer and enforce the provisions of this section.

[\[Previous\]](#)[\[Next\]](#)